

No. RW/NH-15017/46/2018-P&M (Pt.-II)
Government of India
Ministry of Road Transport & Highways
(P&M Section)
Transport Bhawan, No.1, Parliament Street, New Delhi-110001.

Dated 13th April, 2022

To,

The Principal Secretaries/ Secretaries of all States/ UTs Public Works Department
(dealing with State Roads and Roads under Centrally Sponsored Schemes).

Sub: - Memorandum of Understanding (MOU) for proposed implementation of ROB/ RUBs on State Roads under CRIF Scheme -**Regarding**

Ref: - (i) The Ministry's letter of even no., dated 25.10.2021

(ii) Ministry's OM no. RW/G-20016/01/2022-W&A dated 08.04.2022 regarding State/ UT - wise allocation/ accrual of funds for State Roads and separate allocation/ accrual for ROB/ RUBs/ Bridges on State roads under Central Road and Infrastructure Fund (CRIF) (State Road) scheme during 2022-23

Sir/ Madam,

The undersigned is directed to refer to the Ministry's letter of even no. under reference (i) dated 25.10.2021 forwarding therewith draft MOU on the above mentioned subject with the request to convey the acceptance of the same and also requesting to furnish the State/UT-wise details of existing level crossings on State roads (except for village roads/roads considered under PMGSY Scheme and Projects Sanctioned under Budget Head of M/o Railways and M/o Rural Development) to be replaced by ROB/RUBs as per Format mentioned therein at Annexure-II (copy of letter enclosed for ready reference).

2. In continuation to the above, it is also requested to take note of the followings:-

(i)The program of construction of ROB/RUBs/Bridges on State Roads has been named as "SETU BANDHAN".

(ii) State Govts./UTs are requested to consider entrusting these works (construction of ROB/RUBs/Bridges of State Roads) exclusively to specialised agencies having experience in construction of ROB/RUBs/Bridges [e.g. MRIDC (Maharashtra Rail Infrastructure Development Corporation Ltd. - Joint Venture of Government of Maharashtra and Ministry of Railways), Metro Rail Corporations, similar agencies, other PSUs having experience in construction of ROB/RUBs/Bridges including PSUs of M/o Railways, etc.].

3. Kind attention is drawn to the para 3 of the Ministry's O. M. under Ref. (ii) above dated 08.04.2022 (copy enclosed) regarding release of funds for the States/ UTs under this program subject to: -

(i) Acceptance of MOU [Ref. (i) - Ministry's letter dated 25.10.2021] prepared in consultation with M/o Railways, by State Govts. / UTs for proposed implementation of ROBs/RUBs of State Roads under CRIF scheme.

(ii) Finalization of List of works for ROBs/RUBs/Bridges on State Roads by the Ministry based on proposals of State Govts. / UTs.

4. All States/ UTs are accordingly requested to urgently convey their consent of the Draft Tripartite MOU forwarded vide the Ministry's letter under Ref. (i) and furnish list of works proposed to be taken up under the scheme along with their estimated cost, length, etc. as per the criteria for State Roads under CRIF Scheme.

5. This issues with the approval of Hon'ble Minister (RT&H).

Enclosure: As above



(Ranajit Kumar Roy)

Under Secretary to the Govt. of India

Ph: 011-23321729

Email:planningmorth@gmail.com

Copy for information and necessary action to:-

1. All ADGs/ CEs/ JSs in the Ministry.
2. All ROs of Ministry - It is requested to convey this letter with State Govts./UTs in your jurisdiction for early compliance.
3. SE[S&R(B)]

Copy for information and necessary action to:-

1. PS to Hon'ble Minister (RT&H)
2. PS to Hon'ble MOS (RT&H)
3. Sr. PPS to Secretary (RT&H)
4. Sr. PPS to DG(RD)&SS
5. Sr. PPS to AS&FA/ Additional Secretary (RT&H)
6. NIC, MoRT&H - Requested to upload in Ministry's website under "What's New"
7. Secretary (General), IRC

No.RW/NH-15017/46/2018-P&M(Pt.-II)
Government of India
Ministry of Road Transport & Highways
(P&M Section)
Transport Bhawan, No.1, Parliament Street, New Delhi-110001.

Dated 25th October, 2021

To,

All the Principal Secretaries/Secretaries of all States/UTs Public Works Department (dealing with State Roads and Roads under Centrally Sponsored Schemes).

Sub: - Memorandum of Understanding (MOU) for proposed implementation of ROBs/RUBs on State Roads under CRIF Scheme through additional funding - Reg.

Ref: - Ministry's OM no. RW/NH-15017/46/2018-P&M dated 30.06.2021

The undersigned is directed to intimate that the Ministry is intending/planning to facilitate State Govts./UTs to take up construction of ROBs/RUBs on (except on village roads/ roads considered under PMGSY Scheme and Projects Sanctioned under Budget Head of M/o Railways and M/o Rural Development) in replacement of existing level crossing. The cost of construction is intended to be fully funded from the appropriate budget head of this Ministry. Land Acquisition and Utility Shifting of these projects are proposed to be carried out by the concerned State Govts./UTs from their own resources.

2. The overall objective of this is to reduce the accidents at such locations and enhance road safety with funding from States'/UTs' share of CRIF cess.
3. It is being intended to allocate funds for these projects through earmarking of additional outlay for States/UTs under CRIF Schemes depending upon such eligible projects to be taken up in States/UTs. Separate account is proposed to be maintained for these projects. The proposal is presently at consultation stage within the Government.
4. An MOU prepared accordingly in consultation with the M/o Railways is enclosed herewith (Annexure-I), the main features of which are as follows: -
 - (i) Land acquisition and utility shifting to be done by State Govts./UTs from their own resources.
 - (ii) Construction cost to be met from separate outlay under CRIF which is to be provided separately by the Ministry.
 - (iii) Construction of ROBs/RUBs and approaches to be done by State Govts./UTs and work of ROB/RUBs proper (Railway Portion) to be carried out under the supervision of Railways.

(iv) Railways to be responsible for maintenance of bridge structure of Railway Span with its own funds excluding approaches and roadways.

(v) Approaches including road of ROBs/RUBs to be maintained by the State Govts./UTs from their own resources.

(vi) No way leave charges to be levied by Railways.

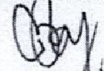
(vii) The funds for these works to be without affecting the funding to M/o Railways for removal of LCs and ROBs/RUBs works from CRIF.

5. State Govts./UTs are requested to specifically convey their acceptance of the MOU which is eventually to be accepted/signed amongst this Ministry, M/o Railways and concerned State Govt./UT.

6. State Govts./ UTs are also requested to separately furnish the State/UT-wise details of existing level crossing on State Roads (except for village roads/ roads considered under PMGSY Scheme and Projects Sanctioned under Budget Head of M/o Railways and M/o Rural Development) to be replaced by ROBs/RUBs under the proposed programme with reference to the Ministry's OM under ref. as per Format at Annexure-II. In absence of receipt of requisite details as per Annexure-II, it would not be possible to entertain any proposal under the proposed programme.

Encl: As above

Yours' faithfully,



(Ranajeet Kumar Roy)

Under Secretary to the Govt. of India

Ph: 011-23321729

Email:planningmorth@gmail.com

Copy for information and necessary action to: -

1. All CEs in the Ministry:- It is requested to pursue the matter with State Govts./ UTs and ensure their submission.
2. All ROs of Ministry: - It is requested to pursue the matter with State Govts./ UTs and ensure their submission.
3. Sh. Jitendra Kumar, SE [S&R(B)]

Copy for information and necessary action to: -

1. Sr.PPS to Secretary (RT&H)
2. Sr.PPS to DG(RD)&SS
3. Sr.PPS to AS&FA
4. Sr.PPS/PPS/PS to ADG(SKN)/ ADG(RP)/ ADG(DS)

Draft Memorandum of Understanding (Vetted by M/o Railways vide OM No.2015/CE-IV/ROB/78(pt.-1) dated 06.10.2021

This Memorandum of Understanding is executed at Delhi on ___ October, 2021

BETWEEN

The President of India exercising executive powers of the Government of India represented by Secretary, Ministry of Road Transport and Highways having office at Transport Bhawan, No.1, Parliament Street, New Delhi (hereinafter referred to as MoRTH) (which expression shall unless repugnant to the context or meaning thereof be deemed to include his executors, administers and official assigns) of the First Part;

AND

The President of India exercising executive powers of the Government of India represented by Chairman, Railway Board, Ministry of Railways, having office at Rail Bhawan, New Delhi (hereinafter referred to as MoR) which expression shall unless repugnant to the context or meaning thereof be deemed to include his executors, administers and official assigns) of the Second Part;

AND

The Governor/ Lieutenant Governor of the State/ Union Territory (UT) of _____ exercising executive powers of the Government/ UT of _____ represented by the Chief Secretary _____ (hereinafter referred to as Government of States'/ UTs') (which expression shall unless repugnant to the context or meaning thereof be deemed to include his executors, administers and official assigns) of the Third Part.

I. OBJECTIVE

1. Level Crossings (LCs) in India have been the major crossing point of rail/ road accidents. LCs not only generate the risk of accidents but also create inconvenience for passengers by slowing down traffic. There are approximately (_____) level crossings in the State/ UT of _____ itself. The Ministry of Road Transport and Highways, Government of India and the Government/ UT of _____ are desirous of eliminating critical level crossings to ensure a safe and seamless travel. Any additional nos. of level crossings

beyond the above mentioned nos. of level crossings, if required to be taken up, the same may be considered in same conditions as per this agreement.

2. The Public Works Department/ Road Construction Department/ _____, Government/ UT of _____, maintains the State roads through its own resources. An extensive and wide network of railways exist in _____. These Railway Lines cross the existing road network at many places. Priority is given to Railway traffic and, hence, when a Railway crosses the junction of a road and rail, the road traffic is halted for particular time duration. At a few places the road traffic is regulated by manned level crossings and there exist unmanned level crossings at few places on State roads. Many accidents have occurred in the past due to negligent and hasty behaviour of road commuters and drivers on these LCs.

3. Safety of the road users is of paramount concern and is given due importance by Government/ UT of _____ and the Ministry of Road Transport and Highways. The Hon. Supreme Court has also directed to form road safety cell and have underlined the importance of replacement of manned/ unmanned level crossings by Road Over Bridges (ROBs)/ Road Under Bridges (RUBs). Hence, it is necessary to construct ROBs and RUBs for the safe and smooth operation of vehicular traffic at such LCs.

II. METHODOLOGY FOR EXECUTION

1. The Public Works Department/ Road Construction Department/ _____, Government of _____, would accordingly make an exhaustive list of all the ROBs/ RUBs across the State/ UT of _____ to ensure that all the railway crossings in _____ are serviced by ROBs/ RUBs.

2. Only future ROBs/ RUBs projects involving closure of LCs on State Roads will be considered for handing over for execution under this MOU. Any variation/ modification in ROB/ RUB features and execution planning, etc. will be mutually agreed.

III. OBLIGATION AND DUTIES OF THE STAKEHOLDERS

1. Whereas the issue of construction of ROBs/ RUBs on various LCs on the State roads is extremely important for smooth vehicular movement and safety on road traffic is of utmost importance, the present MOU is being signed by Government/ UT of _____ and the Government of India to regulate the procedure of approval and provision of resources as follows: -

(i) The Government/ UT of _____ hereby agrees to fully acquire land under the scope of the instant MOU from its own resources, which is necessary for replacement of existing LCs by ROBs/ RUBs on all State roads (except Village Roads and roads considered under Pradhan Mantri Gram Sadak Yojana (PMGSY)).

(ii) The Government/ UT of _____ hereby agrees to also carry out for shifting of utilities in the acquired land from its own resources.

(iii) The Government/ UT of _____ hereby agrees that cost of construction of such ROBs/ RUBs shall be met from Central Road and Infrastructure Fund (CRIF) accruals to the State Government/ UT of _____, for which MoRTH shall earmark separate outlay annually apart from the accruals made for the State/ UT of _____ for State Roads under the CRIF Scheme.

(iv) The work of ROBs/ RUBs, including approaches, will be carried out by the Government/ UT of _____ and the work of ROBs/ RUBs proper (Railway Portion) will be carried out under the supervision of Railways.

(v) The Railways administration shall be responsible only for the maintenance of bridges structure of Railway Span with its own funds excluding the approaches and road way.

(vi) The approaches including road of the ROBs/ RUBs shall be maintained by State Government/ UT of _____ from its own resources.

(vii) No way leave charges will be levied by Railways.

(viii) The funds for these works will be without affecting the funding to MoR for removal of LCs and ROBs/ RUBs works from CRIF. The proposed agreement between MoRTH, MoR and State Government/ UT is subject to this stipulation about funding.

IV. IMPLEMENTATION OF THE PROJECTS UNDER MOU

1. The Public Works Department/ Road Construction Department/ _____, Government/ UT of _____, will act as the implementing agency for the execution of these ROBs/ RUBs.

2. Combined GAD (Railway Portion and Approaches) shall be approved by Railways before commencement of work.

V. GENERAL

1. All the additions, supplements, amendments on variations to this MOU shall be in writing as agreed to by the parties and shall be jointly signed by the duly authorised representatives of the parties.

2. In case of any difference of opinion between MoRTH, MoR and Government of States'/ UTs' in the implementation of this MOU, the same shall be resolved amicably through mutual discussions.

3. The Jurisdiction of the MOU shall be the State/ UT of _____.

In witness, whereof the parties hereto by their duly authorized representatives execute this MOU on the day first above written.

| | | |
|---|---|---|
| FOR AND ON BEHALF OF The Governor/ Lieutenant Governor of the State/ Union Territory (UT) of _____ | FOR AND ON BEHALF OF The President of India | FOR AND ON BEHALF OF The President of India |
| | | |
| Witness i) ii) Public Works Department/ Road Construction Department/ _____ | Witness i) ii) Ministry of Railways, Rail Bhawan, New Delhi | Witness i) ii) Ministry of Road Transport and Highways, Transport Bhawan, New Delhi. |

Annexure-II

Following details requested to be furnished by State Govts./UTs

| Sl. No. | State/UT | No. of Level Crossings on State roads (except on village roads/ roads considered under PMGSY Scheme and Projects Sanctioned under Budget Head of M/o Railways and M/o Rural Development) needs replacement with ROB/RUBs | | | | |
|---------|----------|--|----------------------|----------------------|-------------|-------|
| | | Projects for Proposed funding from MoRTH Budget Head | | | | |
| | | Non-urban Roads | | | Urban Roads | Total |
| | | State Highways | Major District Roads | Other District Roads | | |
| (1) | (2) | (3) | (4) | (5) | (6) | (7) |
| | | | | | | |

No.RW/G-20016/01/2022-W&A
GOVERNMENT OF INDIA
Ministry of Road Transport & Highways
Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated the 08th April, 2022

OFFICE MEMORANDUM

Subject: - State/UT - wise allocation/accrual of funds for State Roads and separate allocation/accrual for ROBs/RUBs/Bridges on State roads under Central Road and Infrastructure Fund (CRIF) (State Road) scheme during 2022-23.

The undersigned is directed to enclose herewith following statements showing State/UT - wise allocation/accrual of funds for State Roads and separate allocation/accrual for ROBs/ RUBs/Bridges on State roads under Central Road and Infrastructure Fund (CRIF) (State Road) scheme during 2022-23, as per the following procedure.

2. The allowable release of funds for State roads to a particular State/UT would be calculated based on the UC received against the funds released, upto one third of the provisional accrual during 2022-23 subject to the maximum release upto 60% of the provisional accrual during 2022-23, as per the Annexure-I.

3. As the allocation/accrual of funds for ROBs/RUBs/Bridges on State roads under Central Road and Infrastructure Fund (CRIF) (State Road) scheme has been started during current Financial Year 2022-23, as per the Annexure-II. Therefore, the allowable release of first installment of funds for ROBs/ RUBs/ Bridges on State roads to a particular State/UT would be calculated based on the minimum of (a) one-third of annual accrual or (b) amount of list of works of ROBs/RUBs/Bridges finalized in Ministry, subject to maximum release upto 60% of the annual accrual with following conditions: -

(i) Acceptance of MOU (Ref. letter dated 25.10.2021 (copy enclosed) requested to all States/UTs for acceptance of draft MOU prepared in consultation with M/o Railways) for proposed implementation of ROBs/RUBs of State Roads under CRIF scheme by State Government/ UT.

(ii) List of works for ROBs/ RUBs/ Bridges on State Roads for the States/ UTs are finalized by the Ministry.

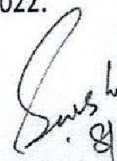
All subsequent release of funds shall be made based on UCs received as per extant policy.

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: 2 :

3. This issues with the concurrence of Finance Wing Note No.#11 dated 04.04.2022.

Encl.: As above


8/4/2022

(S.K. Makkar)

Under Secretary to the Govt. of India
23717379

Copy with enclosure to:-

- (i) ADG, Nodal Officer
- (ii) ADG, South I
- (iii) ADG, East II
- (iv) CE, North I
- (v) CE, North II
- (vi) CE, South II
- (vii) CE, East I
- (viii) CE, West
- (ix) CE, North East

Copy for information to:

1. Asstt. Controller of Accounts, Ministry of Road Transport and Highways, Jamnagar House, New Delhi.
2. PAO(NH), M/o RT&H, Jamnagar House, ND-11.
3. Finance Wing, RT&H
4. PPS to Secretary(RT&H)
5. CE(PL)/SE(PL)/SE(Mon)/EE(Mon.)/EE(PL)/All Zones
6. NIC, MoRTH - with the request to upload order under 'Financial sanction' with subject as 'State/UT - wise allocation/accrual of funds for State Roads and separate allocation/accrual for ROBs/RUBs/Bridges on State roads under Central Road and Infrastructure Fund (CRIF) (State Road) scheme during 2022-23 dt. 08th April, 2022'.

Annexure-I

The State/UT-wise provisional accrual under CRIF for State Roads during FY 2022-23:-

| Sl. No. | States / UTs | Provisional Accrual for year 2022-23 | Amount in Rs. crore |
|---------|---|--------------------------------------|--|
| | | | Maximum Possible Release during 2022-23 (60% of provisional Accrual) |
| (1) | (2) | (3) | (4) |
| | States | | |
| 1 | Andhra Pradesh | 346.10 | 207.66 |
| 2 | Arunachal Pradesh | 133.78 | 80.27 |
| 3 | Assam | 152.94 | 91.77 |
| 4 | Bihar | 205.47 | 123.28 |
| 5 | Chhattisgarh | 254.71 | 152.83 |
| 6 | Goa | 14.53 | 8.72 |
| 7 | Gujarat | 460.65 | 276.39 |
| 8 | Haryana | 181.27 | 108.76 |
| 9 | Himachal Pradesh | 106.91 | 64.15 |
| 10 | Jharkhand | 167.87 | 100.72 |
| 11 | Karnataka | 461.16 | 276.69 |
| 12 | Kerala | 132.99 | 79.80 |
| 13 | Madhya Pradesh | 573.88 | 344.33 |
| 14 | Maharashtra | 711.54 | 426.92 |
| 15 | Manipur | 38.02 | 22.81 |
| 16 | Meghalaya | 42.80 | 25.68 |
| 17 | Mizoram | 34.52 | 20.71 |
| 18 | Nagaland | 28.37 | 17.02 |
| 19 | Odisha | 308.97 | 185.38 |
| 20 | Punjab | 159.47 | 95.68 |
| 21 | Rajasthan | 649.51 | 389.71 |
| 22 | Sikkim | 12.73 | 7.64 |
| 23 | Tamil Nadu | 365.01 | 219.00 |
| 24 | Telangana | 277.86 | 166.72 |
| 25 | Tripura | 19.20 | 11.52 |
| 26 | Uttar Pradesh | 639.11 | 383.47 |
| 27 | Uttarakhand | 103.42 | 62.05 |
| 28 | West Bengal | 217.21 | 130.32 |
| | Sub Total for States | 6,800.00 | 4,080.00 |
| 29 | Delhi | 28.94 | 17.36 |
| 30 | Jammu & Kashmir | 103.38 | 62.03 |
| 31 | Puducherry | 7.85 | 5.34 |
| | Sub Total for UTs with legislature | 140.17 | 84.73 |

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8/11/2022

| Amount in Rs. crore | | | |
|--|--|---|--|
| Sl. No. | States / UTs | Provisional Accrual for year 2022-23 | Maximum Possible Release during 2022-23 (60% of provisional Accrual) |
| (1) | (2) | (3) | (4) |
| 32 | A&N Islands | 15.79 | 9.48 |
| 33 | Chandigarh | 5.09 | 3.54 |
| 34 | DNH and DND | 5.09 | 3.07 |
| 35 | Ladakh | 261.60 | 156.95 |
| | Sub Total for UTs without legislature | 287.57 | 173.04 |
| Grand Total for State & UTs | | 7,227.74 | 4,337.77 |

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Annexure-II

The details of State/ UT-wise provisional accrual under CRIF for ROBs/RUBs/Bridges on State Roads during FY 2022-23: -

| Amount in Rs. crore | | | |
|---------------------|-----------------------------|--|---|
| Sl. No. | States / UTs | Provisional Accrual for ROBs/RUBs/ Bridge year 2022-23 | Maximum Possible Release for ROBs/ RUBs/ Bridge during 2022-23 (60% of provisional Accrual) |
| (1) | (2) | (3) | (4) |
| | States | | |
| 1 | Andhra Pradesh | 63.51 | 38.10 |
| 2 | Arunachal Pradesh | 24.55 | 14.73 |
| 3 | Assam | 28.06 | 16.84 |
| 4 | Bihar | 37.70 | 22.62 |
| 5 | Chhattisgarh | 46.74 | 28.04 |
| 6 | Goa | 2.67 | 1.60 |
| 7 | Gujarat | 84.52 | 50.72 |
| 8 | Haryana | 33.26 | 19.96 |
| 9 | Himachal Pradesh | 19.62 | 11.77 |
| 10 | Jharkhand | 30.80 | 18.48 |
| 11 | Karnataka | 84.62 | 50.78 |
| 12 | Kerala | 24.40 | 14.64 |
| 13 | Madhya Pradesh | 105.30 | 63.18 |
| 14 | Maharashtra | 130.56 | 78.33 |
| 15 | Manipur | 6.98 | 4.19 |
| 16 | Meghalaya | 7.85 | 4.71 |
| 17 | Mizoram | 6.33 | 3.80 |
| 18 | Nagaland | 5.20 | 3.12 |
| 19 | Odisha | 56.69 | 34.01 |
| 20 | Punjab | 29.26 | 17.56 |
| 21 | Rajasthan | 119.18 | 71.51 |
| 22 | Sikkim | 2.34 | 1.40 |
| 23 | Tamil Nadu | 66.97 | 40.18 |
| 24 | Telangana | 50.98 | 30.59 |
| 25 | Tripura | 3.52 | 2.11 |
| 26 | Uttar Pradesh | 117.27 | 70.36 |
| 27 | Uttarakhand | 18.98 | 11.39 |
| 28 | West Bengal | 39.85 | 23.91 |
| | Sub Total for States | 1,247.71 | 748.63 |
| 29 | Delhi | 5.32 | 3.19 |
| 30 | Jammu & Kashmir | 19.02 | 11.42 |
| 31 | Puducherry | 1.44 | 0.98 |

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8/4/2022

| Amount in Rs. crore | | | |
|--|--|--|---|
| Sl. No. | States / UTs | Provisional Accrual for ROBs/RUBs/ Bridge year 2022-23 | Maximum Possible Release for ROBs/ RUBs/ Bridge during 2022-23 (60% of provisional Accrual) |
| (1) | (2) | (3) | (4) |
| | Sub Total for UTs with legislature | 25.78 | 15.59 |
| 32 | A&N Islands | 2.91 | 1.74 |
| 33 | Chandigarh | 0.94 | 0.65 |
| 34 | DNH and DND | 0.94 | 0.56 |
| 35 | Ladakh | 48.11 | 28.87 |
| | Sub Total for UTs without legislature | 52.90 | 31.82 |
| Grand Total for State & UTs | | 1,326.39 | 796.04 |

[Signature]
 8/4/2022